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18 *Attorneys for Plaintiff-Appellant*

19 **UNITED STATES DISTRICT COURT**
20 **NORTHERN DISTRICT OF CALIFORNIA**

21 LYNWOOD INVESTMENTS CY LIMITED,

22 Plaintiff,

23 vs.

24 MAXIM KONOVALOV, IGOR SYSOEV,
25 ANDREY ALEXEEV, MAXIM DOUNIN,
26 GLEB SMIRNOFF, ANGUS ROBERTSON,
27 NGINX, INC. (BVI), NGINX SOFTWARE,
28 INC., NGINX, INC. (DE), BV NGINX, LLC,
RUNA CAPITAL, INC., EVENTURE
CAPITAL PARTNERS II LLC and F5
NETWORKS, INC.,

Defendants.

Case No. 3:20-cv-03778-MMC

**NOTICE OF APPEAL (with Circuit
Rule 3-2 Representation Statement
attached)**

NOTICE OF APPEAL

Plaintiff in the above-captioned action, Hemma Investments CY Limited f/k/a Lynwood Investments CY Limited (“Plaintiff-Appellant”), by its undersigned counsel, hereby appeals to the United States Court of Appeals for the Ninth Circuit (the “Ninth Circuit”) from the final Judgment in a Civil Case (the “Judgment”) entered in this action by the United States District

1 Court for the Northern District of California (the “District Court”) on September 9, 2022 (ECF
2 No. 168).

3 A Ninth Circuit Local Rule 3-2 Representation Statement is attached below.

4 Plaintiff is simultaneously paying the filing fee for this Notice of Appeal and the appellate
5 docket fee pursuant to Ninth Circuit Local Rule 3-1.

6 DATED: September 14, 2022

By: /s/ Alexander D. Pencu

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1 **NINTH CIRCUIT LOCAL RULE 3-2 REPRESENTATION STATEMENT**

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Attorneys for Defendants
E.Venture Capital Partners II, LLC
BV NGINX, LLC

Dated: September 14, 2022

/s/ Alexander D. Pencu

Alexander D. Pencu

1
2 **DECLARATION OF SERVICE BY CM/ECF**
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5 I, Alexander D. Pencu, declare as follows:
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8 1. I have been admitted pro hac vice in the District Court for this action, and I am
9 counsel to Plaintiff-Appellant in this action. I am over the age of 18 years and not a party to the
10 action. My business address is Meister Seelig & Fein LLP, 125 Park Avenue, 7th Floor, New
11 York, New York 10017.

12 2. I caused the foregoing document, entitled NOTICE OF APPEAL (with Ninth
13 Circuit Local Rule 3-2 Statement of Representation attached) on the interested parties in this action
14 by causing the NOTICE OF APPEAL to be filed via the Case Management/Electronic Case Filing
15 System of the United States District Court for the Northern District of California.

16 3. All participants in this case are registered CM/ECF users such that service will be
17 accomplished by that system.

18 I declare under penalty of perjury under the laws of the United States that the foregoing is
19 true and correct.
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Dated: September 14, 2022

/s/ Alexander D. Pencu

Alexander D. Pencu